

DOCKET NO.: CP428 (CEPH-3873) (FORMERLY 225326)

Application No. 10/720,583

Office Action Dated: May 17, 2006

This listing of claims will replace all prior versions, and listings, of claims in the application.

Listing of Claims:

- 1-6. Canceled.
7. (Currently amended) ~~The pharmaceutical composition of claim 1~~ An oral pharmaceutical composition comprising modafinil particles, colloidal silicon dioxide, crospovidone and povidone, said composition having a dissolution rate in 0.1N HCl at 37°C of more than 80% in 30 minutes, wherein at least about 5% of the cumulative total of said modafinil particles have a diameter of more than about 250 μ .
8. (Currently amended) The pharmaceutical composition of claim ~~[[1]]~~ 7, wherein at least about 10% of the cumulative total of modafinil particles have a diameter of more than 200 μ .
9. (Currently amended) The pharmaceutical composition of claim ~~[[1]]~~ 7, wherein at least about 15% of the cumulative total of modafinil particles have a diameter of more than about 190 μ .
10. (Currently amended) The pharmaceutical composition ~~as claimed in claim 1~~ is further characterized by that the of claim 7, wherein the median of the cumulative total of modafinil particles is greater than 60 μ .
11. (Currently amended) The pharmaceutical composition of claim 10, wherein the median of the cumulative total of modafinil particles is greater than about 80 μ .
12. (Currently amended) The pharmaceutical composition of claim ~~[[1]]~~ 7, wherein said composition comprises 100 milligrams of said modafinil.
13. (Currently amended) The pharmaceutical composition of claim ~~[[1]]~~ 7, wherein said composition comprises about 200 milligrams of said modafinil.

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14. (Currently amended) A pharmaceutical composition according to claim [[1]]
7 which is bioequivalent to ~~Provigil® tablets of the same strength~~ the modafinil drug
identified by the Food and Drug Administration as the reference listed modafinil drug.